

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Dominique Holt

Docket No. 5:18-CR-395-1FL

Petition for Action on Supervised Release

COMES NOW Scott Plaster, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Dominique Holt, who, upon an earlier plea of guilty to Conspiracy to Commit Bank Fraud and Aggravated Identity Theft, was sentenced by the Honorable G. Kendall Sharp, Senior U.S. District Judge for the Middle District of Florida, on July 16, 2014, to the custody of the Bureau of Prisons for a term of 51 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 36 months.

Dominique Holt was released from custody on October 27, 2017, at which time the term of supervised release commenced.

On May 8, 2018, the Middle District of Florida was notified that the defendant had been cited with Driving While License Revoked on April 16, 2018. It was recommended that no action be taken at that time, the defendant was verbally reprimanded, and alternatives to driving without a license were reviewed with the defendant.

Jurisdiction was transferred to the Eastern District of North Carolina on October 9, 2018.

On October 10, 2018, a Violation Report was submitted to the court, advising that the defendant had been charged with Possession of Marijuana Paraphernalia, Possession of Marijuana Up to ½ Ounce, and Driving While License Revoked in Johnston County, North Carolina. Additionally, the defendant tested positive for marijuana on September 12, 2018. The court was advised that the defendant was verbally reprimanded for both driving without a license and her choice to use and possess marijuana. The court agreed to continue supervision provided the defendant participate in the Surprise Urinalysis Program and agree to a referral for substance abuse treatment.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS: The defendant has agreed to submit to a substance abuse assessment and any recommended treatment, as well as her participation in the Surprise Urinalysis Program. The defendant is unable to afford the cost of treatment, and treatment was not ordered as a condition of supervised release when she was originally sentenced. As a result of the defendant being charged with misdemeanor drug possession and also testing positive for marijuana use, it is recommended that the defendant's supervised release be modified to include participation in substance abuse treatment, including urinalysis testing. It is also recommended the defendant submit to warrantless searches by the United States probation officer, or the probation officer's designee. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that supervised release be modified as follows:

1. The defendant shall participate as directed in a program approved by the probation office for the treatment of narcotic addiction, drug dependency, or alcohol dependency which will include urinalysis testing or other drug detection measures and may require residence or participation in a residential treatment facility.

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2. The defendant shall consent to a warrantless search by a United States probation officer or, at the request of the probation officer, any other law enforcement officer, of his/her, person and premises, including any vehicle, to determine compliance with the conditions, of this judgment.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Jeffrey L. Keller

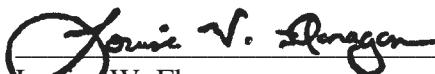
Jeffrey L. Keller
Supervising U.S. Probation Officer

/s/ Scott Plaster

Scott Plaster
U.S. Probation Officer
310 New Bern Avenue, Room 610
Raleigh, NC 27601-1441
Phone: 919-861-8808
Executed On: October 16, 2018

ORDER OF THE COURT

Considered and ordered this 17th day of October, 2018, and ordered filed and made a part of the records in the above case.


Louise W. Flanagan
U.S. District Judge